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*Counsel for Proposed Lead Plaintiff  
FNY Investment Advisers, LLC and  
Proposed Lead Counsel for the Class*

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

KALMAN ISAACS, on behalf of himself and  
all others similarly situated,

Plaintiff,

vs.

ELON MUSK and TESLA, INC.,  
Defendants.

Case No. 3:18-cv-04865-EMC

Hon. Edward M. Chen

CLASS ACTION

[PROPOSED] ORDER GRANTING  
MOTION OF FNY INVESTMENT  
ADVISERS, LLC FOR CONSOLIDATION,  
APPOINTMENT AS LEAD PLAINTIFF  
AND APPROVAL OF SELECTION OF  
LEAD COUNSEL

Date: November 15, 2018

Time: 1:30 p.m.

Place: Courtroom 5, 17<sup>th</sup> Floor

*[Additional captions appear on following  
pages]*

1 WILLIAM CHAMBERLAIN, on behalf of  
himself and all others similarly situated,

2 Plaintiff,

3  
4 vs.

5 ELON MUSK and TESLA, INC.,

6 Defendants.

Case No. 3:18-cv-04876-EMC

7 JOHN YEAGER, individually and on behalf of  
8 all others similarly situated,

9 Plaintiff,

10 vs.

11 ELON MUSK and TESLA, INC.,

12 Defendants.

Case No. 3:18-cv-04912-EMC

13  
14 CARLOS MAIA, on behalf of himself and all  
15 others similarly situated,

16 Plaintiff,

17 vs.

18 ELON MUSK and TESLA, INC.,

19 Defendants.

Case No. 3:18-cv-04939-EMC

20 KEWAL DUA, Individually and on Behalf of  
21 All Others Similarly Situated

22 Plaintiff,

23 vs.

24 ELON MUSK and TESLA, INC.,

25 Defendants.

Case No. 3:18-cv-04948-EMC

JOSHUA HORWITZ, Individually and on  
Behalf of All Others Similarly Situated

Plaintiff,

vs.

ELON MUSK and TESLA, INC.,

Defendants.

Case No. 3:18-cv-05258-EMC

ANDREW E. LEFT, Individually and on  
Behalf of All Others Similarly Situated

Plaintiff,

vs.

ELON MUSK and TESLA, INC.,

Defendants.

Case No. 3:18-cv-05463-EMC

ZHI XING FAN, Individually and on Behalf of  
All Others Similarly Situated

Plaintiff,

vs.

ELON MUSK and TESLA, INC.,

Defendants.

Case No. 3:18-cv-05470-EMC

SHAHRAM SODEIFI, Individually and on  
Behalf of All Others Similarly Situated

Plaintiff,

vs.

TESLA, INC., a Delaware corporation, and  
ELON R. MUSK, an individual,

Defendants.

Case No. 3:18-cv-05899-EMC

**WHEREAS**, the Court, having considered First New York’s Motion for Consolidation, Appointment as Lead Plaintiff and Approval of Selection of Lead Counsel, and the Memorandum of Points and Authorities in Support thereof, the accompanying Declaration of Marc M. Seltzer, and related filings; and good cause appearing therefore,

First New York's Motion for Consolidation, Appointment as Lead Plaintiff and Approval of Selection of Lead Counsel is **GRANTED**;

First New York is **APPOINTED** as Lead Plaintiff for a proposed class of purchasers of Tesla, Inc. securities during the period August 7, 2018 through August 17, 2018, inclusive; and

**IT IS SO ORDERED.**

**Edward M. Chen**  
**UNITED STATES DISTRICT JUDGE**